

FISCAL NOTE

HB 772 - SB 845

March 8, 2007

SUMMARY OF BILL: Creates a new Class C felony offense for a person who is infected with hepatitis B (HBV) to knowingly expose another person to the virus through intimate contact or other means.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$39,600 / Incarceration*

Assumptions:

- According to the Department of Correction (DOC), in FY05-06, there were four admittances for criminal exposure to human immunodeficiency (HIV).
- Two Class C felony convictions per year with 0.9 years time served (328.73 days). According to DOC, the average operating cost per inmate per day for calendar year 2007 is \$60.16. The cost per inmate is \$19,776.40 (\$60.16 x 328.73 days). The total operating cost for two offenders per year is \$39,552.80 (\$19,776.40 x 2).
- No significant incarceration cost increase will occur due to population growth in this period.

**Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director